

Introduced by Senator DeSaulnier

February 18, 2011

An act to add Section 14211 to the Unemployment Insurance Code, relating to workforce development.

LEGISLATIVE COUNSEL'S DIGEST

SB 776, as introduced, DeSaulnier. Local workforce investment boards: funding.

The federal Workforce Investment Act of 1998 provides for workforce investment activities, including activities in which states may participate. Existing law establishes the California Workforce Investment Board (CWIB), and specifies that the CWIB is responsible for assisting the Governor in the development, oversight, and continuous improvement of California's workforce investment system. Existing law contains various programs for job training and employment investment, including work incentive programs, as specified, and establishes local workforce investment boards to perform various duties related to the implementation and coordination of local workforce investment activities.

This bill would require local workforce investment boards to spend a certain percent of available federal funds for adults and dislocated workers on direct client services, workforce training programs, and supportive services in a manner consistent with federal law, as prescribed.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 14211 is added to the Unemployment Insurance Code, to read:

14211. (a) At least 75 percent of funds available under Title I of the federal Workforce Investment Act of 1998 provided to local workforce investment boards for adults and dislocated workers shall be spent on direct client services, as defined in Sections 2864(d)(2), 2864(d)(3)(C), and 2864(d)(4)(D) of Title 29 of the United States Code. Available funds include all annually allocated moneys plus any unspent funds carried over from prior years.

(b) (1) At least 50 percent of funds available under Title I of the federal Workforce Investment Act of 1998 provided to local workforce investment boards for adults and dislocated workers shall be spent on workforce training programs and supportive services for persons enrolled in training. Only expenditures on those programs and services defined as training services under Section 2864(d)(4)(D) of Title 29 of the United States Code and Section 663.508 of Title 20 of the Code of Federal Regulations and supportive services defined in Sections 2801(46) and 2864(e)(2)-(3) of Title 29 of the United States Code, and provided in accordance with the relevant federal regulations (20 C.F.R. 663.800 to 20 C.F.R. 663.840, inclusive), shall count toward this minimum. Supportive services shall count toward this minimum only if the individuals receiving these services are enrolled in training or qualify under Section 663.830 of Title 20 of the Code of Federal Regulations. Available funds include all annually allocated moneys plus any unspent funds carried over from prior years.

(2) Services defined as intensive services under Section 2964(d)(3)(C) of Title 29 of the United States Code and Section 663.200 of Title 20 of the Code of Federal Regulations and other applicable regulations, shall not be counted toward the minimum training expenditure. Supportive services as defined in Sections 2801(46) and 2864(e)(2)-(3) of Title 29 of the United States Code, and provided in accordance with relevant federal regulations (20 C.F.R. 663.800 to 20 C.F.R. 663.840, inclusive), to persons receiving intensive services shall count toward the mandatory training minimum only if the individuals receiving these services

1 are also enrolled in training as defined in Sections 2864(d)(4)(D)
2 of Title 29 of the United States Code and 663.508 of Title 20 of
3 the Code of Federal Regulations or who qualify under 663.830 of
4 Title 20 of the Code of Federal Regulations.

5 (3) Services defined as core services under Section 2864(d)(2)
6 of Title 29 of the United States Code and Section 663.150 or
7 663.165 of Title 20 of the Code of Federal Regulations and other
8 applicable regulations shall not be counted toward the minimum
9 training expenditures. Supportive services, as defined by Section
10 2801(46) and 2864(e)(2)-(3) of Title 29 of the United States Code
11 and provided in accordance with relevant federal regulations (20
12 C.F.R. 663.800 to 20 C.F.R. 663.840, inclusive) to persons
13 receiving core services shall count toward the mandatory training
14 minimum only if the individuals receiving these services are also
15 enrolled in training as defined in Section 2864(d)(4)(D) of Title
16 29 of the United States Code and 663.508 of Title 20 of the Code
17 of Federal Regulations or who qualify under 663.830 of Title 20
18 of the Code of Federal Regulations.

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